

Senate Study Bill 1030 - Introduced

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
PUBLIC HEALTH/DENTAL BOARD
BILL)

A BILL FOR

1 An Act relating to the penalty for the unlawful practice of
2 dentistry.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 153.17, Code 2011, is amended by striking
2 the section and inserting in lieu thereof the following:

3 **153.17 Unlawful practice.**

4 1. A person who engages in the practice of dental hygiene
5 without a license or who violates section 147.84 or 147.85 in
6 connection with a license to practice dental hygiene commits
7 a fraudulent practice or a serious misdemeanor as provided in
8 sections 147.84 through 147.86.

9 2. A person who engages in the practice of dentistry or
10 dental surgery without a license or who violates section 147.84
11 or 147.85 in connection with a license to practice dentistry
12 commits a class "D" felony.

13 EXPLANATION

14 Current law provides the same penalty for unlawful
15 practice by either a dentist or dental hygienist — a serious
16 misdemeanor. This bill provides that practicing dentistry or
17 dental surgery without a license or violating the provisions of
18 Code section 147.84 or 147.85 in connection with a license to
19 practice dentistry commits a class "D" felony. Code sections
20 147.84 and 147.85 relate to providing forged or fraudulent
21 documents in connection with professional practices and
22 licensing.

23 As provided in Code section 902.9(5), a class "D" felony is
24 punishable by confinement for no more than five years and a
25 fine of at least \$750 but not more than \$7,500.